IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLN.NO.1881 OF 2007

Raju Madhu Lohana ..Applicant

Vs.

State of Maharashtra & Anr. ..Respondents

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Mr.Niranjan Shimpi Advocate for Mr.P.K.Dhakephalkar
Advocate for Applicant
Mrs.A.S.Pai A.P.P. for the State

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CORAM: SMT.V.K.TAHILRAMANI,J.
DATE : JUNE 28, 2007

P.C.

1. Heard the learned advocate for the applicant and the learned A.P.P. for the State.

2. The applicant is seeking anticipatory bail in C.R.No.I-86 of 2007 of Ulhasnagar Police Station. The said case is mainly under Sections 420 and 468 of IPC.

3. It is the prosecution case that loan of Rs.2.94 lakhs was taken by one Rajan Baliram Sangam from Union Bank of India, Shahad Branch and the present applicant was one of the Guarantors in respect of the said loan.

4. Mr.Shimpi, the learned advocate for the applicant states that compromise/settlement has been arrived at between the applicant who is the Guarantor of the aforesaid loan amount taken by Rajan B.Sangam and the Respondent No.2-Bank, and Respondent No.2-Bank has received sum of Rs.2,65,000/- as settlement amount from the present applicant against total dues of Rs.3,21,000/-. The original settlement certificate issued by the Bank is produced before this court for perusal. The above facts are stated in the said settlement certificate. It is further stated that applicant is not liable to pay any amount to the said Bank in respect of loan amount taken by Rajan Sangam. A xerox copy of the said settlement certificate, is taken on record and marked 'X' for identification. In this view of the matter, I am inclined to grant anticipatory bail to the applicant.

5. In the event of arrest, the applicant-Raju Madhu Lohana to be released on bail in the sum of Rs.20,000/- (Rs.twenty thousand only) with one or two sureties to make up the said amount in C.R.No.I-86 of 2007 of Ulhasnagar Police Station. The applicant shall report to the concerned Police

Station twice a week till the charge sheet is filed and thereafter as and when required till the conclusion of trial.

6. Application is disposed of.

[SMT. V.K.TAHILRAMANI, J.]